

10/070936

3 Rec'd PCT/PTO 06 MAR 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: GLOCK, ET AL.
U.S. Serial No. To be assigned
Filed: Concurrently herewith
For: HERBICIDAL COMPOSITIONS

Date: March 6, 2002

BOX DO/EO/US
Commissioner for Patents
Washington, DC 20231

APPLICATION FILED UNDER 37 CFR 1.41(c)

Sir:

The above-identified application is being filed on behalf of the inventors, Jutta GLOCK, resident of Mumpf, Switzerland; Adrian Alberto FRIEDMANN, resident of Basel, Switzerland; and Derek CORNES, resident of Allschwil, Switzerland, under the provisions of 37 CFR 1.41(c). A Declaration and Power of Attorney from the inventors will follow, 37 CFR 1.63.

Respectfully submitted,
Rose M. Allen
Rose M. Allen
Registration No. 35,424

USTPO Customer No. 26748
Syngenta Crop Protection, Inc.
410 Swing Road
Greensboro, NC 27409
(336) 632-7586
(336) 632-2012

CERTIFICATE OF EXPRESS MAILING

Express Mail Label No. EV 035644037 US
Date of Deposit: March 6, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: BOX DO/EO/US, Commissioner for Patents, Washington, DC 20231.

Pamela Shirling
Pamela Shirling

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.807

EV 035644037

Express Mail Label Number

6 March 2002

Date of Deposit

Form PTO-1390-MOD (REV 10-96)		U. S. Department of Commerce Patent and Trademark Office	ATTORNEY'S DOCKET NUMBER PH/5-31140A
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/070936	
INTERNATIONAL APPLICATION NO. PCT/EP00/08658	INTERNATIONAL FILING DATE 5 September 2000 (05.09.00)	PRIORITY DATE CLAIMED 7 September 1999 (07.09.99)	
TITLE OF INVENTION HERBICIDAL COMPOSITION			
APPLICANT(S) FOR DO/EO/US JUTTA ET AL.			

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau. (See Form PCT/IB/308)
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An executed Declaration and Power of Attorney (original or copy) (35 U.S.C. 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included.

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information: Claim of Priority Under 35 USC Sec. 119

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10070936	INTERNATIONAL APPLICATION NO. PCT/EP00/08658	ATTORNEY'S DOCKET NUMBER PH/5-31140A																				
<p>17. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a) (1)-(5)):</p> <table> <tr> <td>Search Report has been prepared by the EPO or JPO</td> <td>\$890</td> </tr> <tr> <td>International preliminary examination fee paid to USPTO (37 CFR 1.482)</td> <td>\$710</td> </tr> <tr> <td>No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))</td> <td>\$740</td> </tr> <tr> <td>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.</td> <td>\$1,040</td> </tr> <tr> <td>International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....</td> <td>\$100</td> </tr> </table>		Search Report has been prepared by the EPO or JPO	\$890	International preliminary examination fee paid to USPTO (37 CFR 1.482)	\$710	No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))	\$740	Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO.	\$1,040	International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4).....	\$100	CALCULATIONS PTO USE ONLY										
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ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 890																				
<p>Surcharge of \$130 for furnishing the oath of declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p> <table> <tr> <td>CLAIMS</td> <td>NUMBER FILED</td> <td>NUMBER EXTRA</td> <td>RATE</td> <td></td> </tr> <tr> <td>Total claims</td> <td>7</td> <td>- 20 =</td> <td>0</td> <td>X \$ 18 \$</td> </tr> <tr> <td>Independent claims</td> <td>1</td> <td>- 3 =</td> <td>0</td> <td>X \$ 84 \$</td> </tr> <tr> <td>MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td></td> <td></td> <td>+</td> <td>\$ 280 \$</td> </tr> </table>		CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		Total claims	7	- 20 =	0	X \$ 18 \$	Independent claims	1	- 3 =	0	X \$ 84 \$	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+	\$ 280 \$	\$
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																			
Total claims	7	- 20 =	0	X \$ 18 \$																		
Independent claims	1	- 3 =	0	X \$ 84 \$																		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+	\$ 280 \$																		
TOTAL OF ABOVE CALCULATIONS =		\$ 890																				
<p>Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).</p>		\$																				
SUBTOTAL =		\$ 890																				
<p>Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p>		\$																				
TOTAL NATIONAL FEE =		\$ 890																				
<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property</p>		\$ 0																				
TOTAL FEES ENCLOSED =		\$ 890																				
		Amount to be: \$																				
		refunded \$																				
		charged \$																				
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge Deposit Account No. 50-1676 in the name of Syngenta Crop Protection, Inc. in the amount of \$890 to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1676 in the name of Syngenta Crop Protection, Inc.</p>																						
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>Send all correspondence to the address associated with Customer No. 0026748, which is currently:</p>																						
<p>Syngenta Crop Protection, Inc. Patent and Trademark Dept. 410 Swing Road Greensboro, NC 27409</p>		<p><i>Rose M. Allen</i></p> <p>Rose M. Allen Attorney for Applicants Reg. No. 35,424 (336) 632-7895</p>																				